## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

|                                      | CIVIL ACTION                 |
|--------------------------------------|------------------------------|
| LIBERTY MUTUAL INSURANCE COMPANY,    | NO. 96-10804-DPW             |
| ,                                    | NO. 1:04-CV-10674-DPW        |
| Plaintiff,                           | (Old Southington Landfill)   |
|                                      | NO. 1:04-CV-10680-DPW        |
| V.                                   | ) (Solvents Recovery Service |
|                                      | )                            |
| THE BLACK & DECKER CORPORATION,      |                              |
| BLACK & DECKER, INC., BLACK & DECKER | )                            |
| (U.S.) INC., EMHART CORPORATION, and | )                            |
| EMHART INDUSTRIES, INC.,             | )                            |
|                                      | )                            |
| Defendants.                          | )                            |

## MOTION FOR LEAVE TO FILE A BRIEF IN EXCESS OF TWENTY PAGES (ASSENTED TO)

Black & Decker moves, pursuant to Local Rule 7.1(B)(4), for leave to file a memorandum of more than twenty pages in support of Black & Decker's Opposition to Liberty Mutual Insurance Company's Supplemental Motions for Summary Judgment with respect to the Solvents Recovery Service Site and the Old Southington Landfill Site. A memorandum in excess of twenty pages is appropriate to address the issues pertinent to this motion, which addresses two separate but related sites.

Liberty Mutual assents to this motion.

By their attorneys,

Dated: November 24, 2004 /s/ Jack R. Pirozzolo

Jack R. Pirozzolo BBO # 400400 Richard L. Binder BBO # 043240 Judith S. Ziss BBO # 544937 Willcox, Pirozzolo & McCarthy Professional Corporation 50 Federal Street Boston, Massachusetts 02110 (617) 482-5470 Attorneys for defendants